

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

COURTNEY CLEARWATER, an individual,

Plaintiff,

vs.

NEVADA GOLD MINES LLC; DOES I-X and  
ROE CORPORATIONS XI-XX, inclusive,

Defendants.

**Case No.: 3:22-cv-00569-LRH-CLB**

**ORDER GRANTING STIPULATION  
FOR DISMISSAL WITH PREJUDICE**

Pursuant to FRCP 68, NRS 17.117, and FRCP 41, Defendant Nevada Gold Mines LLC (“NGM”) and Plaintiff Courtney Clearwater (“Plaintiff”), by and through their respective undersigned counsel, hereby stipulate:

On October 12, 2023, NGM made an offer of judgment to Plaintiff.

On October 16, 2023, Plaintiff accepted NGM’s offer of judgment.

Within twenty-one (21) days of the acceptance of the offer, NGM provided Plaintiff with the full amount of the offer of judgment and satisfied all other pre-requisites for obtaining a dismissal pursuant to NRS 17.117(7).

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Accordingly, pursuant to the terms of the offer of judgment and NRS 17.117(7) the parties hereby stipulate to the dismissal with prejudice of that the above captioned action, including all claims asserted therein, with each party to bear its own attorney's fees and costs, and that no party will be considered the prevailing party in relation to this matter.

DATED this 22<sup>nd</sup> day of November 2023.

DATED this 22<sup>nd</sup> day of November 2023.

GABROY | MESSER

SIMONS HALL JOHNSTON PC

/s/ Kaine Messer

/s/ Jonathan A. McGuire

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### ORDER

Pursuant to the stipulation of the parties and good cause appearing,

IT IS ORDERED that this action, including all claims asserted therein, is dismissed with prejudice with each party to bear their own attorney's fees and costs.

IT IS FURTHER ORDERED that no party will be considered the prevailing party in relation to this matter.

IT IS FURTHER ORDERED that the Clerk of the Court shall enter final judgment accordingly, dismiss this action, and close the case.

IT IS SO ORDERED.

DATED this 27<sup>th</sup> day of November, 2023.



LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE